



Nevada Department
of Agriculture

**Nevada Board of Agriculture
Meeting Minutes
Wednesday, September 2, 2015 9:00 A.M.**

Meeting location: Nevada Department of Agriculture, Conference Room

4780 East Idaho Street
Elko, NV 89801
775.738.8076

Via video conference: Nevada Department of Agriculture

401 S. 21st Street
Sparks, NV 89431
775-353-3601

Nevada Department of Agriculture
2300 McLeod Street
Las Vegas, NV 89104
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Public Notice

*Below is an agenda of all items to be considered. **Action may be taken on items preceded by an asterisk (*).** Denotes possible closed session (**). Items on the agenda may be taken out of the posted order, items may be combined for consideration; and items may be pulled or removed from the agenda at any time at the discretion of the Chairperson. Unless noted as an action item, discussion of any item raised during a report or public comment is limited to that necessary for clarification or necessary to decide whether to place the item on a future agenda. Public comment may be limited to three minutes per person at the discretion of the chairperson.*

Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please call the Executive Assistant at 775-353-3619.

Notice of this meeting was posted on or before 9:00 a.m. on the third working day before the meeting at the following locations: Nevada Department of Agriculture, 405 S. 21st Street, Sparks, NV 89431, Nevada Department of Agriculture, 2150 Frazer Ave., Sparks, NV 89431, Nevada Department of Agriculture, 4780 E. Idaho Street, Elko, NV 89801, Nevada Department of Agriculture, 2300 McLeod Street, Las Vegas, NV 89104, State of Nevada Capital Building, Carson City NV, State Library and Archives, Carson City.

Copies of the agenda, supporting documentation and meeting minutes are available, at no charge, at the Department of Agriculture website at www.agri.nv.gov or by visiting Nevada Department of Agriculture, 405 S. 21st St., Sparks, NV 89431, attention Jerri.

Minutes

1. Open meeting-call meeting to order by Chairman Dave Stix, Jr.

- A. Pledge of Allegiance
- B. Roll call

In attendance: Dave Stix, Paul Noe, Boyd Spratling, Pete Paris, Tim Duffurena, Charlie Frey, Brian Nakaguchi, Paul Anderson, Alan Perazzo, Jim Snyder. Absent: Ramona Morrison

Jeff Sutich, Bart OToole, Robert Little, Flint Wright, Darrell Pursel, Bill Striejewske, Dale Hansen, Mark Jensen, Dennis Belcourt, Jonathan Dahl, Clay McCauley, Kaley Sproul, Jessica Hoots, Sharon McKnight, Jerri Conrad, Jim Barbee, Heather Hermin, Clint Kolbe, Pat Lynch, Sandy Rowley, David Barrett, Damon Hernandez, Robert Leavitt, Russ Wilhelm, Lynn Hettrick, Donnell Barton

2. Public Comment

3. Minutes

- A. *Approve June 3, 2015 Board meeting minutes **(for possible action)**

Paul Noe moves to approve minutes. Paul Anderson seconds. Motion passes unanimously.

4. Director's Report

- A. Director's Report – Director Barbee **(for information)**

5. Administration

- A. *Discuss European trade mission, Board may direct staff to develop and present a proposal for Board approval at December meeting – Jeff Sutich, International Marketing Coordinator **(for possible action)**

- Jim Snyder moves to direct NDA staff to move forward with a proposal for Option 1, Business Development Mission. Alan Perazzo seconds. Motion passes unanimously.

- B. *Policy and Procedure Fleet Management for review and approval – Dale Hansen, Fiscal Administrator **(for possible action)**

- Boyd Spratling moves to accept the Fleet Management Policy and Procedure. Charlie Frey seconds. Motion passes unanimously.

- C. *Audit Report recommendation, Board to consider submitting a bill draft request to the Legislature to change statute by adding a representative of the general public on the Board of Agriculture – Dale Hansen **(for possible action)**

- Boyd Spratling moves to approve that the Board of Agriculture recognizes the Nevada Legislature and Executive branches' authority to draft NRS to address this issue of the Board of Agriculture's composition in the next legislative session. Charlie Frey seconds. Motion passes unanimously.

D. Board update – Dale Hansen **(for information)**

E. Board update – Rebecca Allured, PIO II **(for information)**

6. Plant Industry

A. Update on dissolution of the state organic program – Robert Little, Deputy Administrator **(for information)**

B. *Request permission to go to workshop and hearing to amend the pesticide regulations to protect the public and the environment NRS 555 – Robert Little **(for possible action)**

- Paul Noe moves to approve request to go to workshop and hearing on these changes. Pete Paris seconds. Motion passes unanimously.

C. *Request permission to go to workshop and hearing to implement the Industrial Hemp Research regulations SB 305, title 49 – Dawn Rafferty, Administrator **(for possible action)**

- Paul Noe motions to approve request to go to workshop and hearing on SB 305 title 49. Boyd Spratling seconds. Motion passes unanimously.

D. *Request permission to go to workshop and hearing for chapter 453A to implement the regulations required for the Department to perform its statutory functions regarding Medical Marijuana SB 447 - Dawn Rafferty **(for possible action)**

- Boyd Spratling moves to approve request to go workshop and hearing regarding chapter 453A, SB447. Paul Noe seconds. Motion passes unanimously.

E. *Request permission to go to workshop and hearing to adopt the regulations necessary to clarify Producer's Certificates and Vendor Certificates. AB 77 and NRS 576, chapter 576 – Robert Little **(for possible action)**

- Paul Anderson moves to approve request to go to workshop and hearing to adopt the regulations necessary to clarify Producer's Certificates and Vendor Certificates. AB 77 and NAC 576, chapter 576. Pete Paris seconds. Motion passes unanimously.

F. Board update – Dawn Rafferty **(for information)**

7. Consumer Equitability

A. *Request permission to adopt national standards for fuels and lubricants and to change fees for certain services NAC 581 – Bart O'Toole, Administrator **(for possible action)**

- Director Barbee is authority as state sealer. No action taken.
- B. *Request permission to submit a draft to LCB and then go to workshop and hearing to make update and cleanup changes to NAC 590 sections 050, 051, 052, 053, 054, 055, and 065 – William Striejewski, Senior Petroleum Chemist **(for possible action)**
- Paul Anderson moves to approve request to go to workshop and hearing. Seconded by Paul Noe. Motion passes unanimously.
- C. *Request permission to submit a draft to LCB and then go to workshop and hearing to add language to NAC 590.059 concerning labeling of 85 octane gasoline and renumber sections following - William Striejewski **(for possible action)**
- Paul Anderson moves to approve request to go to workshop and hearing. Boyd Spratling seconds. Motion passes unanimously.
- D. *Request permission to submit a draft to LCB and then go to workshop and hearing to update and rewrite language related to antifreeze in NAC 590 sections 010 through 035 - William Striejewski **(for possible action)**
- Paul Anderson moves to approve request to go to workshop and hearing. Paul Noe seconds. Motion passes unanimously.
- E. Board update – Bart O’Toole **(for information)**

8. Food & Nutrition

- A. *Request permission to go to workshop and hearing for Chapter 583 to promulgate the regulations necessary to license Craft Food operations SB 441 – Lynn Hettrick **(for possible action)**
- Paul Anderson moves to approve request to go to workshop and hearing. Charlie Frey seconds. Motion passes unanimously.
- B. Board update - Donnell Barton, Administrator **(for information)**

9. Animal Industries

- A. *Request permission to go to workshop and hearing to adopt the Association of American Feed Control Officials (AAFCO) model bill for the implementation of Food Security Modernization Act (FSMA), as required by SB 488, as amendments to NAC chapter 587 - Flint Wright, Administrator **(for possible action)**
- Boyd Spratling moves to approve request to go to workshop and hearing. Paul Noe seconds. Charlie Frey abstains. Motion passes.
- B. Board update – Flint Wright **(for information)**

10. Board Member Presentations

- A. Pollinator plan – Charles Moses, Environmental Programs Coordinator/Environmental Scientist III **(for information)**
- B. *Take steps to obtain a legal opinion or other authoritative guidance concerning permitted use of water for wild horses on public lands – Ramona Morrison **(for possible action)**
- Boyd Spratling moves to direct the Director to take steps toward forming a question to get legal opinion from the Attorney General’s Office of what the state wild horse designation is as it relates to water law. Paul Noe seconds. Motion passes unanimously.
- C. *Discussion of current water law and possible letter of support to state water engineer – Dave Stix **(for possible action)**
- No action taken
- D. Public meeting laws update and refresher – Dennis Belcourt, Deputy Attorney General **(for information)**
- E. *Board of Agriculture 2016 meeting dates – Jerri Conrad **(for possible action)**
- Wednesday, March 2, 2016
 - Wednesday, June 1, 2016
 - Wednesday, September 7, 2016
 - Wednesday, December 7, 2016
- Paul Anderson moves to approve meeting dates. Pete Paris approves seconds. Motion passes unanimously.
- F. *Reappointment oaths – Dennis Belcourt, Deputy Attorney General **(for possible action)**
- Charles Frey
 - Jim Snyder
 - Paul Noe
- Charlie Frey and Paul Noe are reappointed.

11. Public Comment

12. Adjournment

- Boyd Spratling moves to adjourn. Paul Noe seconds. Meeting adjourns.